

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted herewith via facsimile transmission to Telephone No. (703) 305-3592 on the date indicated below and is addressed to: Examiner Alton Pryor, Group 1616, Commissioner for Patents, Washington, D.C. 20231.

Date of Transmission: July 3, 2002


Sclera Whitaker-Paquet

Attorney Docket No. 81000.3000
PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Jacki Müller, Achim Zöllkau, Vera Pohl, Ewa Bednarska,
and Rainer Süssman

Group Art Unit: 1616

U.S. Application No. : 09/403,192
Filing Date : October 14, 1999
For : PLANT PROTECTION AGENTS
Examiner : Alton Pryor

OFFICIAL

TRANSMITTAL LETTER

FAX RECEIVED

JUL 05 2002

GROUP 1600

ATTN: EXAMINER ALTON PRYOR
Commissioner For Patents
Washington, D. C. 20231

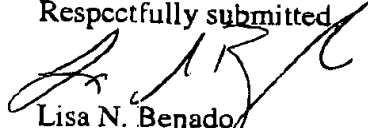
Dear Sir:

Enclosed for filing in the above-referenced patent application are the following:

1. Petition Under 37 C.F.R. 1.181(a) Requesting Withdrawal of the Holding of Abandonment; and
2. Copy of Docket records.

12/19/2002 YCHADWIC 90000001 193555 994313
01 FC:1453 1280.00 CH
The Commissioner is hereby authorized to charge any additional fees, which may be required in connection with the filing of these documents, or credit any overpayment, to Deposit Account No. 19-3555.

Respectfully submitted


Lisa N. Benado
Registration No. 39,905

Date: July 3, 2002

SPECKMAN LAW GROUP



20601

PATENT TRADEMARK OFFICE

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Selma Whitaker-Paquet

Attorney Docket No. 81000.3000
PATENT APPLICATION

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In re Jacki Müller, Achim Zöllkau, Vera Pohl, Ewa Bednarska,
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Group Art Unit: 1616

U.S. Application No. : 09/403,192
Filing Date : October 14, 1999
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OFFICIAL

**PETITION UNDER 37 C.F.R. 1.181(a)
REQUESTING WITHDRAWAL OF THE HOLDING OF ABANDONMENT**

ATTN: EXAMINER ALTON PRYOR
Commissioner For Patents
Washington, D. C. 20231

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GROUP 1600

Dear Sir:

Applicant hereby petitions from the holding of abandonment in a Notice of Abandonment mailed June 18, 2002. The Notice of Abandonment is based on applicant's failure to timely file a proper reply to an Office Action, which was allegedly mailed to Applicant on August 23, 2001.

Applicant, indeed, has not received the Office Action of August 23, 2001. Applicant had not been aware of the mailing of this Office Action until Applicant's attorney received a telephone call from USPTO personnel on May 22, 2002. Applicant's attorney explained to the USPTO personnel that the Office Action was never received and Applicant did not intend to abandon this application. Applicant's attorney further confirmed its mailing address. The USPTO personnel said that he would look into this matter. The next correspondence that Applicant received is the Notice of Abandonment.

81000.3000

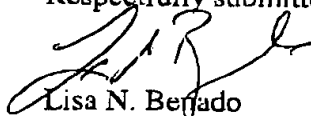
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Applicant's attorney has searched the file jacket and the docket records indicate that the Office communication was not received. A copy of the docket where the non-received Office communication would have been entered had it been received is included herein.

Applicant respectfully requests withdrawal of the holding of Abandonment and requests that the Office Action of August 23, 2001, be mailed to Applicant's representative with a current mailing date. Applicant attorney would appreciate speaking with the Examiner or other PTO personnel in charge of this application to determine the requirements for withdrawal of the abandonment.

This petition is being timely filed within the two-month period to response from the Notice of Abandonment. No fee is due for this petition.

Respectfully submitted,


Lisa N. Benado
Registration No. 39,905

Date: July 3, 2002

SPECKMAN LAW GROUP



20601

PATENT TRADEMARK OFFICE

6/26/2002

Patent Information Print

Docket No	81000.3000	Application #	09/403,192
Country	United States	Application Dt	3/31/1998
Case Type	Regular	Patent No	
Relation Type	Original Filing	Grant Dt	
Filing Type	National	Publication #	
Filing No		Publication Dt	
Attorney	Ann W. Speckman	Assigned	Assignment Recorded
Agent		Expiration Dt	
Client/Division	Dr. Rolf-Dieter Flaccus	Conv Type	
Current Owner	Stefes Agro GMBH	Tax Base Dt	
Prev Own		Next Tax Dt	
Status	Filed	Associate	
First Filing Dt	4/15/1997	Oper Grp	
Sub Stat		Ag Ref No	
Sub Stat Dt		Verified	N
Parent Country	Patent Cooperation Treaty	Customer	ANPP
Parent Filing Dt	3/31/1998	Create Dt	9/30/1999
Parent No	PCT/EP98/01870	Update Dt	6/28/2002
Parent Grant Dt		Update Tm	1553
Total Claims		Update User	CLH
Ind. Claims		Update Type	

Actions

Action	Info Discl. Statement	Comp Dt	9/29/1999
Act Due Date	6/30/1998	Resp Atty #1	
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Foreign filing - 6 month rem	Comp Dt	9/29/1999
Act Due Date	9/30/1998	Resp Atty #1	
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Foreign filing - 9 month rem	Comp Dt	9/29/1999
Act Due Date	12/31/1998	Resp Atty #1	
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Foreign filing - 11 month re	Comp Dt	9/29/1999
Act Due Date	2/28/1999	Resp Atty #1	
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Foreign filing deadline	Comp Dt	9/29/1999
Act Due Date	3/31/1999	Resp Atty #1	
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Nat'l App. Filed	Comp Dt	10/14/1999
Act Due Date	10/15/1999	Resp Atty #1	Ann W. Speckman
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Not. Miss. Parts Resp Due	Comp Dt	1/6/2000
Act Due Date	1/10/2000	Resp Atty #1	
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Restriction mail date	Comp Dt	8/19/2000
Act Due Date	8/19/2000	Resp Atty #1	
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Restriction	Comp Dt	11/6/2000
Act Due Date	9/18/2000	Resp Atty #1	Ann W. Speckman
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Restriction - 1st extension	Comp Dt	11/6/2000
Act Due Date	10/18/2000	Resp Atty #1	Ann W. Speckman
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Restriction - 2nd extension	Comp Dt	10/11/2000
Act Due Date	11/18/2000	Resp Atty #1	Ann W. Speckman
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Restriction - 3rd extension	Comp Dt	10/11/2000
Act Due Date	12/18/2000	Resp Atty #1	Ann W. Speckman
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Restriction - 4th extension	Comp Dt	10/11/2000

Act Due Date	1/18/2001	Resp Atty #1	
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Restriction - final deadline	Comp Dt	10/11/2000
Act Due Date	2/18/2001	Resp Atty #1	Ann W. Speckman
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Resp 1st OA due	Comp Dt	3/15/2001
Act Due Date	2/21/2001	Resp Atty #1	Ann W. Speckman
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Resp 1st OA - 1st extens	Comp Dt	3/21/2001
Act Due Date	3/21/2001	Resp Atty #1	Ann W. Speckman
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Resp 1st OA - 2nd exten	Comp Dt	4/25/2001
Act Due Date	4/21/2001	Resp Atty #1	Ann W. Speckman
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Resp 1st OA - final deadli	Comp Dt	5/21/2001
Act Due Date	5/21/2001	Resp Atty #1	Ann W. Speckman
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Notice of abandonment	Comp Dt	6/24/2002
Act Due Date	6/18/2002	Resp Atty #1	
Taken Dt		Resp Atty #2	
DeadLn Dt			
Action	Pet.Reg.W/drawal of Holding	Comp Dt	
Act Due Date	8/18/2002	Resp Atty #1	
Taken Dt		Resp Atty #2	
DeadLn Dt			

Inventors

Inv Name	Jacki Muller	Assigned
Inv Name	Achim Zollkau	Assigned
Inv Name	Vera Pohl	Assigned
Inv Name	Ewa Bednarska	Assigned
Inv Name	Rainer Sussmann	Assigned

Title

Title
PLANT PROTECTION AGENTS